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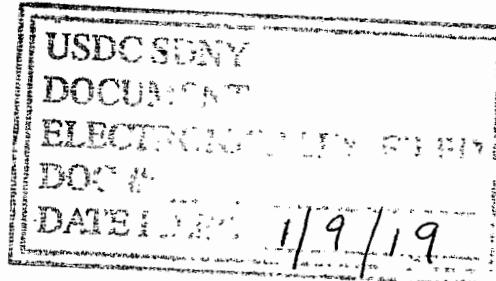
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January 8, 2019

Via Electronic Case Filing

The Hon. Kevin Nathaniel Fox
United States Magistrate Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

By ECF Filing



Re: ***TOXQUI v. LA PERLA MIXTECA RESTAURANT CORP., et al,***
Civil Action No.: 18 CV 4692 (JMF) (KNF)

Dear Judge Fox:

Defense counsel are unable to produce the client on the conference date January 10, 2019.

I have conferred with Plaintiff's counsel and we both agree that it would be better for the parties to proceed with discovery at this point than to engage in a settlement conference or set a new date. Counsel informs me that she will send out discovery demands tomorrow and I will do the same.

I respectfully request that the settlement conference be cancelled at this time, on consent of opposing counsel

I apologize for the belated request and failure to comply with the conference rules.

Sincerely,

/S/

Benjamin Sharav, Esq.
Law Office of Victor J. Molina

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1/9/19
Application granted.

SO ORDERED:

Kevin Nathaniel Fox
Hon. Kevin Nathaniel Fox
United States Magistrate Judge